

#11/58
8/28/02In re the application of Katherine Galvin, *et al*Case Docket No. MNI-094

Serial No. 09/635,521

Filed: August 9, 2000

For: **METHODS AND COMPOSITIONS FOR THE DIAGNOSIS AND TREATMENT OF
CARDIOVASCULAR AND TUMORIGENIC DISEASE USING 4941**

COMMISSIONER FOR PATENTS

Washington, D.C. 20231

Sir,

Transmitted herewith for filing in connection with the above-identified application are the following:

- ☒ Amendment and Response to Office Action (15 pages);
☒ Request for Three-Month Extension of Time (1 page) (in duplicate);
☒ Statement of Limited Recognition Under 37 CFR §10.9(b); and

The fee has been calculated as shown below:

| OTHER THAN A (Col. 1) SMALL ENTITY | | | (Col 2) | (Col 3) | SMALL ENTITY | | | | | |
|---|----|-------|--------------------------------------|---------|------------------|-----------|--------------|----|---------|--------------|
| CLAIMS REMAINING AFTER AMENDMENT | | | HIGHEST NO PREVIOUSLY PAID FOR | | PRESENT EXTRA | RATE | ADDIT FEE | OR | RATE | ADDIT FEE |
| TOTAL | 15 | MINUS | ** 73 | - | 0 | x 9 = | \$ 0.00 | | x 18 = | \$0.00 |
| INDEP. | 1 | MINUS | *** 10 | - | 0 | x 42 = | \$ 0.00 | | x 84 = | \$0.00 |
| <input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP CLAIM | | | | | | x 140 = | \$ 0.00 | | x 280 = | \$ 0.00 |
| | | | | | TOTAL | ADDIT FEE | \$0.00 | OR | TOTAL | \$0.00 |

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3
 ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space
 *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed

- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-0080. A duplicate copy of this sheet is enclosed.
- ☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
- ☒ Any patent application processing fees under 37 CFR 1.17.
- ☒ Please charge any additional fees or credit any overpayments associated with this communication to our Deposit Account No. 12-0080. A duplicate copy of this sheet is enclosed. Applicants request any extensions of time necessary to respond.

| | |
|--|------|
| <u>Certificate of Facsimile Transmission</u> | |
| I hereby certify that this correspondence is being facsimile to the Commissioner for Patents, Washington, DC 20231 on: | |
| August 27, 2002 | Date |
| <i>Lacotripe</i> | |
| Maria Lacotripe Zacharakis | |
| Limited Recognition Under 37 CFR §10.9(b) | |

LAHIVE & COCKFIELD, LLP
Attorneys at Law

By *Lacotripe*
 Maria Lacotripe Zacharakis, Ph.D.
 Limited Recognition Under 37 C.F.R. § 10(b)
 Attorney for Applicant
 28 State Street, Boston, MA 02109
 (617) 227-7400
 Telecopier (617) 742-4214

01 FC:117

920.00 CH

LAHIVE
&
COCKFIELD
L L P

COUNSELLORS AT LAW
28 STATE STREET
BOSTON, MASSACHUSETTS 02109-1784
TELEPHONE (617) 227-7400
FAX (617) 742-4214
lc@lahive.com

JOHN A. LAHIVE, JR. (1928-1987)
THOMAS V. SMURZYNSKI
RALPH A. LOREN
GIULIO A. DECONTI, JR.
ANN LAMPORT HAMMITTE
ELIZABETH A. HANLEY
AMY BAKER MANDRAGOURAS
ANTHONY A. LAURENTANO
KEVIN J. CANNING
JANE E. REMILLARD
DEANN FORAN SMITH
PETER C. LAURO
JEANNE M. DIGIORGIO
DEBRA J. MILASINIC, Ph.D.
DAVID J. RINKERS
DAVID R. BURNS
JOHN S. CURRAN
SEAN D. DETWEILER

CYNTHIA L. KANIK, Ph.D.
MEGAN E. WILLIAMS, Ph.D.
RICHARD N. NANO
MICHAEL PHILLIPPS
LISA M. DIROCCO
KATHAWAY P. RUSSELL
MARIA LACCOTRIPE ZACHARAKIS, Ph.D.
PETER A. DIMATTIA
VINCENT P. LOCCISANO
MERIDETH C. ARNOLD

SENIOR COUNSEL
JAMES E. COCKFIELD

OF COUNSEL
JEREMIAH LYNCH
WILLIAM A. SCOFIELD, JR.
SIBILEY P. REPPERT

PATENT AGENTS
THEODORE R. WEST
SHAYNE Y. HUFF, Ph.D.
DANIEL B. KO

TECHNICAL SPECIALISTS
CYNTHIA M. SOROCOS
PETER W. DINI, Ph.D.
EUNMOON LEE
ALLAN TAMESHTIT, Ph.D.
CATHERINE E. McPHERSON
ERIC F. WAGNER, Ph.D.
JACOB G. WEINTRAUB
JONATHAN M. SPARKS, Ph.D.
CRISTIN E. HOWLEY, Ph.D.

* Admitted in NY only
** Admitted in TX only

FAX RECEIVED

AUG 28 2002

GROUP 1600

Facsimile Cover Sheet

To: Examiner Bronwen Loeb
Company: United States Patent & Trademark
Office
Location: Washington, D.C.
Phone: (703)605-1197
Fax: (730)308-4242

OFFICIAL

From: Maria Laccotripe Zacharakis
Phone: (617) 227-7400
Fax: (617) 742-4214
Case No.: USSN: 09/635,521
Atty. Docket No.: MNI-094

Date: 8/27/02
Sent By: JMS:mxh
Pages including this
cover page: 21

Message:

Please ENTER AND DELIVER to Examiner Bronwen Loeb at
Group Art Unit 1636.

The documents transmitted by this facsimile are intended for the use of the individual or the entity to which it is addressed and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of the message is not the intended recipient, or the employee or agent responsible for delivering this document to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original facsimile to us at the above address via the U.S. Postal Service. Thank you.

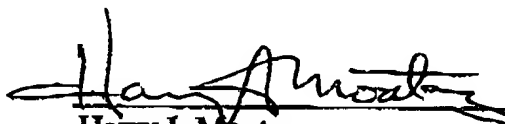
**BEFORE THE OFFICE OF ENROLLMENT AND DISCIPLINE
UNITED STATE PATENT AND TRADEMARK OFFICE**

LIMITED RECOGNITION UNDER 37 CFR § 10.9(b)

Maria C. Laccotripe Zacharakis is hereby given limited recognition under 37 CFR §10.9(b) as an employee of Lahive & Cockfield, LLP, to prepare and prosecute patent applications where the patent applicant is the client of Lahive & Cockfield, LLP, and the attorney or agent of record in the applications is a registered practitioner who is a member of the Lahive & Cockfield, LLP. This limited recognition shall expire on the date appearing below, or when whichever of the following events first occurs prior to the date appearing below: (i) Maria C. Laccotripe Zacharakis ceases to lawfully reside in the United States, (ii) Maria C. Laccotripe Zacharakis' employment with Lahive & Cockfield, LLP ceases or is terminated, or (iii) Maria C. Laccotripe Zacharakis ceases to remain or reside in the United States on an H-1 visa.

This document constitutes proof of such recognition. The original of this document is on file in the Office of Enrollment and Discipline of the U.S. Patent and Trademark Office.

Expires: August 5, 2003


Harry I. Moatz
Director of Enrollment and Discipline

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Katherine Galvin, *et al*

Serial No.: 09/635,521

Filed: August 9, 2000

For: **METHODS AND COMPOSITIONS FOR THE
DIAGNOSIS AND TREATMENT OF
CARDIOVASCULAR AND TUMORIGENIC
DISEASE USING 4941**

Attorney Docket No.: MNI-094

Group Art Unit: 1636

Examiner: Loeb, Bronwen

Commissioner for Patents
Washington, D.C. 20231

REQUEST FOR THREE-MONTH EXTENSION OF TIME

Dear Sir:

Applicant requests a three-month extension of time pursuant to 37 CFR 1.136(a) in which to respond to the outstanding Office Action dated June February 28, 2002 (Paper No. 9).

Please charge our Deposit Account No. 12-0080 the appropriate fee of \$920.00 based on large entity status. Please charge any underpayments or credit any overpayments to our Deposit Account No. 12-0080. A duplicate of this sheet is enclosed.

| | |
|--|-------------------------|
| <u>Certificate of Facsimile Transmission</u> | |
| I hereby certify that this correspondence is being facsimile to the Commissioner for Patents, Washington, DC 20231 on: | |
| August 27, 2002 | _____ |
| Date | <i>Maria Laccotripe</i> |
| Maria Laccotripe Zacharakis | |
| Limited Recognition Under 37 CFR §10.9(b) | |

LAHIVE & COCKFIELD, LLP
Attorneys at Law

By *Maria Laccotripe*
Maria Laccotripe Zacharakis, Ph.D.
Limited Recognition Under 37 C.F.R. § 10(b)
Attorney for Applicant
28 State Street
Boston, MA 02109
(617) 227-7400
Telecopier (617) 742-4214